IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4786 OF 2004

Shailesh @ Lalit Bhanubhai
Patel ... Applicant

versus

The State of Maharashtra ... Respondent

...

Mr. Naveen Chomal, for the Applicant.

Mr. D.R. More, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

1st November 2004

P.C.:

. Heard Counsel for the parties. Perused the record. The learned A.P.P. has rightly brought to my notice the fact that this is the third application preferred by the Applicant in connection with CR. No. 300/2003 registered with Ambad Police Station. This fact is not disclosed in the present application. The copy of the order passed in the earlier two applications dated 15th March 2004 and 17th

August 2004 by Justice Tahilramani and Justice Bhosale respectively are placed before me. To get over this position, Mr. Chomal, learned Counsel for the Applicant, submits that the second order passed by Justice Bhosale is not on merits, but the Court has granted liberty to the Applicant to apply for bail if the trial is not commenced within four months from that date. The learned A.P.P. on instructions states that charge sheet has already been filed, but the trial has not commenced. Instead of going into the correctness of the stand taken by the Applicant, the appropriate course to my mind is to expedite the case. The District and Sessions Judge, Nasik, is directed to assign the case to Fast Track Court forthwith so as to ensure early disposal of the case. Application disposed of on the above terms.

(A.M.KHANWILKAR,J.)